IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.110 OF 2004

Smt. Alka Haribhat Mundhe ...Applicant

Vs.

Namdeo Madhav Gholave & Ors. ...Respondents

Shri. S.V. kotwal for the Applicant.
Ms.S.D. Shinde A.P.P. with Sanjay Thokade for the Respondent No.4.

CORAM : A. S. OKA, J.
DATED : JULY 04, 2005.

P.C.:

1. Heard Counsel appearing for the parties. This is an application for cancellation of Anticipatory Bail granted in favour of the Respondent Nos.1 to 4 by order dated 21st November, 2003 passed by the learned Additional Sessions Judge, Solapur.

2. On the last date Shri. Kotwal, learned Advocate appearing for the Applicant who is the original complainant submitted that even F.I.R. has not been registered by the concerned Police Station. Today, the learned A.P.P. on instructions of the concerned Officer states that on 26th September, 2003 F.I.R. has been registered vide C.R.No.27 of 2003 by Fazdar Chawadi Police Station.

3. Shri. Kotwal now submits that the learned

Additional Sessions Juge could not have granted the Anticipatory Bail for indefinitely long period and Anticipatory Bail as held by the Apex Court could have been granted only for limited duration with liberty to the accused to apply for appropriate relief before the appropriate court. The learned A.P.P. on instructions of the Officer stated that a report on the basis of investigation carried out will be submitted before the appropriate court within a period of two weeks from today. Interest of justice will be met if the Anticipatory Bail granted in favour of the accused by order dated 21st November, 2003 is allowed to operate for a period of 15 days from the date of filing of the report by police with liberty to the applicant to apply for appropriate relief in the appropriate court. Hence, Application is disposed of by directing that the order dated 21st November, 2003 passed in favour of the Respondent Nos.1 to 4 will enure to the benefit of the said Respondents only till the expiry of period of fifteen days from the date on which a report is filed by the concerned Police Station in the appropriate court. It is made clear that the concerned accused will be entitled to apply for appropriate relief before the appropriate court.

. Parties to act upon an authenticated copy of

this order.

JUDGE